

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA**

**CASE NO. 05-20943-CR-MOORE(s)**

**18 U.S.C. § 371**

**18 U.S.C. § 4**

**UNITED STATES OF AMERICA**

**vs.**

**CARLOS ALVAREZ and  
ELSA ALVAREZ,**

**Defendants.**

\_\_\_\_\_ /

**SUPERSEDING INFORMATION**

The United States Attorney charges that:

**COUNT 1**

Beginning in or about 1977, and continuing until on or about June 22, 2005, in Miami-Dade County, in the Southern District of Florida, and elsewhere, the defendant,

**CARLOS ALVAREZ,**

did knowingly and wilfully combine, conspire, confederate, and agree, with other persons, known and unknown, to commit an offense against the United States, that is, to knowingly act as an agent of a foreign government, that is, the Republic of Cuba, without prior notification to the Attorney General as required by law, in violation of Title 18, United States Code, Section 951(a), and 28 C.F.R. Sections 73.01 et seq.

**OVERT ACTS**

In furtherance of the conspiracy and to effect its purposes and objects, at least one of the coconspirators committed, or caused to be committed, in the Southern District of Florida, and

elsewhere, at least one of the following overt acts:

1. In or about 1977, and on various additional occasions through in or about 1998, **CARLOS ALVAREZ** traveled from Miami to New York City, where he met with individuals who worked for the Cuban Intelligence Service and provided them information about the Cuban exile community in the United States.
2. In or about the late 1980's, **CARLOS ALVAREZ** received training in computer technology from the Cuban Intelligence Service, including the decryption of incoming radio messages from the Cuban Intelligence Service and the encryption of outgoing written reports to the Cuban Intelligence Service.
3. In or about the late 1980's, and on various additional occasions through on or about September 12, 1998, **CARLOS ALVAREZ** received and sent encrypted communications regarding political developments of importance to Cuba, opinions within the United States regarding Cuba, and prominent individuals in the Cuban exile community in the United States.
4. In or about November 1998, a member of the Cuban Intelligence Service instructed **CARLOS ALVAREZ** to conceal a slip of paper containing his next expected travel dates to Cuba in a book and then transport it to Colombia for the purpose of delivering it to the Cuban Intelligence Service.
5. In or about April 2001, **CARLOS ALVAREZ** traveled to Cuba and met with an individual who worked for the Cuban Intelligence Service.

All in violation of Title 18, United States Code, Section 371.

**COUNT 2**

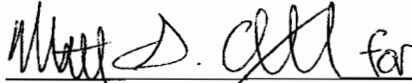
Beginning in or about 1982, and continuing until on or about July 5, 2005, in Miami-Dade County, in the Southern District of Florida, and elsewhere, the defendant,

**ELSA ALVAREZ,**

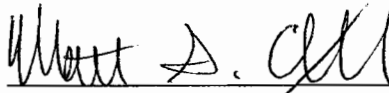
having knowledge of the actual commission of a felony cognizable by a court of the United States, that is, the participation of **CARLOS ALVAREZ** in a conspiracy to act as an agent of a foreign government without prior notification to the Attorney General, did conceal the same, and did not as soon as possible make known the same to some judge or other person in civil or military authority under the United States, in violation of Title 18, United States Code, Section 4.

Handwritten signature of R. Alexander Acosta in black ink, followed by the word "for" in a cursive script.

R. ALEXANDER ACOSTA  
UNITED STATES ATTORNEY

Handwritten signature of Brian K. Frazier in black ink, followed by the word "for" in a cursive script.

BRIAN K. FRAZIER  
ASSISTANT UNITED STATES ATTORNEY

Handwritten signature of Matthew S. Axelrod in black ink, followed by the word "for" in a cursive script.

MATTHEW S. AXELROD  
ASSISTANT UNITED STATES ATTORNEY